

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment - Fisheries Department. – Sri C.B.Venkata Rao, Assistant Director of Fisheries (Retd)- Visakhapatnam - Convicted by the trial court and Writ Appeal allowed by the High Court of Andhra Pradesh.-10% cut in the pension on permanent basis and regularized the suspension period - Revised orders – Issued.

ANIMAL HUSBANDRY, DAIRY DEVELOPMENT & FISHERIES (VS.2) DEPARTMENT.

G.O.Ms.No. 25

Dated:12-4-2010.

Read the following:-

1. G.O.Ms.No.41, AHDD & F(VS) Department, Dated:5.6.2008.
2. G.O.Ms.No. 101, AHDD & F Department, Dated:16.10.2008.
3. G.O.Ms.No.3, Finance (FRII) Department, Dated:4.1.2006.
4. From the Finance Department Circular Memo. No. 32419 /838/ FRII/2003, dated:19.6.2004.
5. Govt.Memo.No.9474/VS/2007-3, Dated:27.6.2009.
6. From Sri C.B.Venkata Rao explanation, dated:27.7.2009.

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ORDER :-

In the reference first read above, Government imposed 10% cut in pension on permanent basis to Sri C.B.Venkata Rao, Assistant Director of Fisheries (Retd.) after regularizing the services from 14.6.1996 (Date of suspension) to the date of retirement i.e. on 29.2.1999 based on the judgment of the Hon'ble High Court of Andhra Pradesh instead of filing Special Leave Petition in the Supreme Court of India. In the reference second read above, the Government also treated the first spell suspension period from 26.10.1994 to 31.1.1995 of Sri C.B.Venkata Rao, Assistant Director of Fisheries (Retd.) as duty and clarified that the 10% cut imposed on permanent basis is applicable to only pension but not on any other retirement benefits of the individual officer.

2. In the reference fifth read above, the Government after re-examination of the proposal for treating the suspension period with reference to the provisions contained in the FR, instructions issued by the Government from time to time on the above subject and also the judgments of the Supreme Court of India, has provisionally come to conclusion that the entire period of suspension shall be treated as not-on-duty period and issued a show cause to Sri C.B.Venkata Rao, Assistant Director of Fisheries (Retd.), Visakhapatnam.

3. The Government after careful examination of the explanation submitted by Sri C.B.Venkata Rao, Assistant Director of Fisheries (Retd.) keeping in view of the provisions contained in the FR, instructions issued by the Government from time to time on the above subject and also the judgments of the Supreme Court of India and in supersession of the orders issued in the reference first and second read above, hereby order that the 10% cut in the pension imposed on Sri C.B.Venkata Rao, Assistant Director of Fisheries (Retd.) be waived and the suspension period from 26.10.1994 AN. to 31.1.1995 and from 21.6.1996 to 27.2.1999 be treated as not-on-duty in terms of the orders issued in the reference fourth read above for all purposes.

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4. This orders issues with the concurrence of Finance (FRII) Dept. vide their U.O.No.24679/589/FRII/2009, dated 20.10.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. PRIYADARSHI DASH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri C.B.Venkata Rao, Assistant Director of Fisheries (Retd.)
through the Commissioner of Fisheries, Andhra Pradesh. Hyderabad.
The Commissioner of Fisheries, Andhra Pradesh, Hyderabad.

Copy to :

The Accountant General, Andhra Pradesh, Hyderabad.

The Finance (FR-II) Department.

General Administration (Ser-B.) Department.

The Law Department.

The Vigilance Commissioner, Andhra Pradesh Vigilance Commission,
Andhra Pradesh, Hyderabad.

The Director of Treasuries and Accountants, Andhra Pradesh, Hyderabad.

The District Treasury Officer, Visakapatnam.

SF/SCs

// FORWARDED :: BY ORDER //

SECTION OFFICER